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From: Anne J. Collins, Esq. *ajc*

Subject: Paper: Terminal Disclaimer
Docket No.: 2316.1010-000 (GSF98-04A)
Applicants: Walter H. Günzburg, *et al.*
Serial No.: 09/160,067
Filing Date: September 24, 1998

Number of pages including this cover sheet: 3

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Re: Applicant:	Walter H. Günzburg, Peter Karle, Robert M. Saller, Brian Salmons, Matthias Löhr and Petra Müller
Application No.:	09/160,067
Filed:	September 24, 1998
Confirmation No.:	5908
Title:	Encapsulated Cells Producing Cytochrome P450
Docket No.:	2316.1010-000 (GSF98-04A)

Sir:
Please find enclosed a Terminal Disclaimer for filing in the above-referenced application.

The statutory fee in the amount of \$110.00 for filing the disclaimer is attached. Applicants' Attorney hereby grants a general authorization to charge the required fee to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Anne J. Collins
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TERMINAL DISCLAIMER TO OBIUATE A DOUBLE PATENTING
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In re Application of. Walter H. Gönzburg, Peter Karle, Robert M. Saller, Brian Salmons, Mathias Lohr
and Petra Muller

Application No.. 09/160,067

Filed. September 24, 1998

Confirmation No.. 5908

For: Encapsulated Cells Producing Cytochrome P450

The owners, GSF-Forschungszentrum für Umwelt Und Gesundheit GmbH, Bavarian Nordic Research Institute GmbH, and Bavarian Nordic Research Institute A/S of 100 percent interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,540,995 B1 (Application No. 09/442,979). The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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The terminal disclaimer fee under 37 CFR 1.20(d) is enclosed.

The undersigned is an attorney or agent of record

October 15, 2004
Date

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